

Docket No: 3356-155

**PATENT**

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Sandy Hayes

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Grote, Brandon P. et al.

Serial No.: To Be Assigned

Group Art Unit: To Be Assigned

Filed: January 15, 2004

Examiner: To Be Assigned

For: **APPARATUS FOR MEASURING A FLUID LEVEL AND METHODS**

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56 and 1.97-1.98, Applicants cite the references listed on the attached Form PTO-1449. Copies of British document number 1,105,118 and the Steil Safety Gage Co., Inc. references are provided. Copies of the U.S. references have not been provided pursuant the July 11, 2003 waiver of Stephen G. Kunin (Deputy Commissioner for Patent Examination Policy) in an article titled "Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003." A copy of the July 11, 2003 waiver is provided for the convenience of the Examiner.

This Information Disclosure Statement is submitted pursuant 37 CFR 1.97(b) and therefore no fee is believed to be due. However, please charge any additional fees required, or credit any overpayment, to Deposit Account No. 04-1133.

Respectfully submitted,

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## FORM PTO - 1449

LIST OF PATENTS AND PUBLICATIONS  
FOR APPLICANT'S INFORMATION  
DISCLOSURE STATEMENT

ATTY DOCKET: 3356-155

APPLICANT: Grote, Brandon P. et al.

FILING DATE: January 15, 2004

FOR: Apparatus for Measuring a Fluid  
Level and Methods

SERIAL NO.:

To be assigned

GROUP:

T be assigned

## UNITED STATES LETTERS PATENT

Exr. Init.		DOCUMENT NUMBER							DATE	NAME	CLASS	SUB CLASS
	a	6	5	2	3	4	0	4	Feb. 25, 2003	Murphy et al.		
	b		2	1	9	7	0	2	Sept. 16, 1879	Eckhoff		
	c	1	2	5	5	1	7	8	Feb. 5, 1918	Keyzer		
	d	1	6	9	6	5	1	2	Dec. 25, 1928	White		
	e	1	9	1	8	6	7	2	July 18, 1933	Szabo		
	f	2	5	1	1	6	3	2	June 13, 1950	Gregory		
	g	2	6	0	0	3	4	1	June 10, 1952	Thompson		
	h	2	7	1	3	7	9	4	July 26, 1955	Burns		
	i	2	9	4	9	7	7	7	Aug. 23, 1960	Ferron		
	j	3	1	4	8	5	4	2	Sept. 15, 1964	Clift		
	k	3	4	8	2	4	4	7	Dec. 9, 1969	Bennett		
	l		Re	2	7	7	6	7	Oct. 2, 1973	Schoepflin		
	m	4	0	7	8	4	3	0	Mar. 14, 1978	Pemberton et al.		
	n	4	0	9	2	8	6	1	June 6, 1978	Fling		
	o	4	1	1	6	0	6	2	Sept. 26, 1978	Reip		
	p	4	1	4	7	0	6	0	Apr. 3, 1979	Fling et al.		
	q	4	2	4	4	2	1	9	Jan. 13, 1981	Takahashi		
	r	4	2	5	5	8	5	9	Mar. 17, 1981	Klieman		
	s	4	3	3	9	9	5	0	July 20, 1982	Lendino		
	t	4	5	7	1	9	9	8	Feb. 25, 1986	Stegner		
	u	4	7	0	9	6	5	3	Dec. 1, 1987	Salomon		
	v	4	8	1	9	4	8	4	Apr. 11, 1989	White		
	w	4	9	8	8	9	7	8	Jan. 29, 1991	Soto		
	x	5	1	4	4	8	3	6	Sept. 8, 1992	Webb		
	y	5	2	0	9	1	0	6	May 11, 1993	Carlin		

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUB CLASS
		1	1	0	5	1	1	8	3/1968	Great Britain		

## OTHER ART (INCLUDING AUTHOR, TITLE DATE, PERTINENT PAGES, ETC.)

		Steil Safety Gage Co., Inc., Literature; Undated

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and no considered. Include copy of this form with next communication to applicant.

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## Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003

*Office of Patent Legal Administration << Pre-OG Notices << Information Disclosure  
Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent  
Applications filed after June 30, 2003*

### Background

The U.S. Patent and Trademark Office (USPTO or Office) regulations concerning Information Disclosure Statements (IDSs) currently require that copies of the cited references be submitted with the IDS listing. See 37 CFR 1.98 (a)(2). In a prior notice in the Official Gazette this requirement was partially waived with respect to U.S. patents and U.S. patent application publications when an applicant submitted an IDS using the Office's electronic filing system (as an electronic IDS, eIDS). See *Legal Framework for the Use of the Electronic Filing System*, 1263 Off. Gaz. Pat. Off. 60, 10/8/2002, Part V.

All U.S. applications [1] filed after June 30, 2003 are stored in electronic form in the Office's Image File Wrapper (IFW) system. [2] IDSs submitted for these electronic applications are processed by Office staff to create an electronic link which permits cited U.S. patents and U.S. patent application publications to be conveniently viewed by examiners through the Office's patent search system. This feature enables the Office to avoid scanning these documents into IFW, obviating the need for their submission.

### Waiver

The Office hereby waives the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC § 371 after June 30, 2003. See 37 CFR 1.491(b). For all patent applications filed on or before June 30, 2003, copies of cited U.S. patents and patent application publications are still required unless an eIDS is filed.

Applicants are still required to submit copies of foreign patent documents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

### FOR FURTHER INFORMATION CONTACT:

Questions concerning this waiver may be submitted to Jay Lucas by e-mail at [Jay.Lucas@uspto.gov](mailto:Jay.Lucas@uspto.gov) or by telephone at (703) 308-6868. Comments may also be submitted by mail addressed to: Commissioner for Patents, Box Comments - Patents, Post Office Box 1450, Alexandria, VA 22313-1450, or by facsimile to (703) 305-2919, marked to the attention of Jay Lucas.

Date: 07/11/2003

Signed: /s/ \_\_\_\_\_  
STEPHEN G. KUNIN  
Deputy Commissioner  
for Patent Examination Policy

[1] Except in special situations, such as in applications under secrecy order or containing national security markings.

[2] See *Notification of United States Patent and Trademark Office Patent Application Records being Stored and Processed in Electronic Form*, 1271 Off. Gaz. Pat. Off. 100, 6/17 2003.

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